

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

DENKA PERFORMANCE ELASTOMER, LLC, et al.,)	
)	
)	
Petitioners,)	
)	
v.)	Nos. 24-1135
)	(and consolidated cases)
U.S. ENVIRONMENTAL PROTECTION AGENCY,)	
)	
)	
Respondent.)	
)	
AIR ALLIANCE HOUSTON, et al.)	
)	
)	
Intervenors for Respondent.)	
)	

**REPRESENTATION OF CONSENT TO FILE AMICUS CURIAE BRIEF
OF THE ETHYLENE OXIDE STERILIZATION ASSOCIATION, INC.**

Pursuant to Circuit Rule 29(b) and Section IX(A)(4) of the Court's
Handbook of Practice and Internal Procedures, The Ethylene Oxide Sterilization
Association, Inc ("EOSA") hereby notifies the Court of its intent to participate in
this case as amicus curiae in support of Petitioners and vacatur.

All parties have consented to EOSA's participation as an amicus curiae.

Respectfully submitted,

/s/ Amanda Shafer Berman
Amanda Shafer Berman
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Counsel for Amicus Curiae

Dated: January 24, 2025

CERTIFICATE OF SERVICE

I certify that on January 24, 2025, the foregoing notice was served on all parties or their counsel of record through the CM/ECF system.

/s/ Amanda Shafer Berman
Amanda Shafer Berman

Dated: January 24, 2025

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Intervenors for Respondent.)	
)	

**RULE 26.1 DISCLOSURE STATEMENT OF
THE ETHYLENE OXIDE STERILIZATION ASSOCIATION, INC.**

Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule 26.1, The Ethylene Oxide Sterilization Association, Inc. (“EOSA”) states the following:

EOSA is a nonprofit organization incorporated in the District of Columbia for the purpose of representing members of the ethylene oxide sterilizing industry to promote and enhance the safe use of ethylene oxide for sterilization purposes. EOSA has no parent company, subsidiary, or affiliates. No publicly held company has a 10% or greater ownership interest in EOSA.

Respectfully submitted,

/s/ Amanda Shafer Berman
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Counsel for Amicus Curiae

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